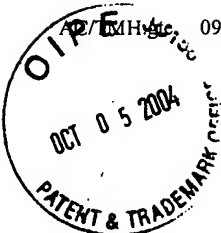


1637 / JFW



09/30/04 245-62107-01 314808.doc

PATENT
Attorney Reference Number 245-62107-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Giovannoni et al.

Application No. 10/053,243

Filed: January 16, 2002

Confirmation No. 6181

For: HIGH-THROUGHPUT MICROBIAL
CULTURING

Examiner: Alexander H. Spiegler

Art Unit: 1637

Attorney Reference No. 245-62107-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Agent
for Applicant(s) *One Carlson*

Date Mailed September 30, 2004

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

Enclosed is an Amendment and Response for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	30	- 27*	= 3	\$9.00	\$ 27.00
Indep. Claims	2	- 3**	= 0	\$43.00	\$ 0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$27.00

* greater of twenty or number for which fee has been paid.
** greater of three or number for which fee has been paid.

- ☒ A check in the amount of \$27.00 is attached.
- ☒ Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

☒ Please return the enclosed postcard to confirm that the item listed above has been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By



Anne Carlson, Ph.D.

Registration No. 47,472

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121 S.W. Salmon Street
Portland, Oregon 97204
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cc: Docketing



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Agent
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MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

AMENDMENT AND RESPONSE

This responds to the Office action dated June 30, 2004, for which a three month period of reply was set, making a response due on or before September 30, 2004. It is believed that no fee is required to file this paper; however if the Commissioner determines that a fee is necessary, Deposit Account authority is provided in the accompanying transmittal letter.

Please amend the referenced application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 7.

A brief **Conclusion** is on page 15.